

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ROBERT L. DYKES,

Plaintiff,

Case No. 1:18-cv-664

v.

Honorable Paul L. Maloney

UNKNOWN BENSON et al.,

Defendants.

ORDER FOR PARTIAL DISMISSAL

In accordance with the opinion filed this date:

IT IS ORDERED that Plaintiff's complaint against Defendants Smith, Schiebner, Goodspeed, and Burke be **DISMISSED WITH PREJUDICE** for failure to state a claim upon which relief may be granted under 28 U.S.C. §§ 1915(e) and 1915A, and 42 U.S.C. § 1997e(c).

IT IS FURTHER ORDERED that Plaintiff's First Amendment access to the courts claim against Defendant Austin and his First Amendment retaliation claim against Defendant Miseta be **DISMISSED WITH PREJUDICE** for failure to state a claim upon which relief may be granted under 28 U.S.C. §§ 1915(e) and 1915A, and 42 U.S.C. § 1997e(c).

Dated: February 1, 2019

/s/ Paul L. Maloney

Paul L. Maloney
United States District Judge